

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER PARTNERS II LLC,

Plaintiff,

v.

T-MOBILE USA, INC. AND SPRINT LLC,

Defendants.

Case No. 2:24-cv-00015-JRG-RSP

(Lead Case)

JURY TRIAL DEMANDED

HEADWATER PARTNERS II LLC,

Plaintiff,

v.

AT&T SERVICES, INC., AT&T MOBILITY
LLC AND AT&T CORP.,

Defendants.

Case No. 2:24-cv-00016-JRG-RSP

(Member Case)

JURY TRIAL DEMANDED

HEADWATER PARTNERS II LLC,

Plaintiff,

v.

CELLCO PARTNERSHIP, D/B/A VERIZON
WIRELESS AND VERIZON CORPORATE
SERVICES GROUP.,

Defendants.

Case No. 2:24-cv-00007-JRG-RSP

(Member Case)

JURY TRIAL DEMANDED

JOINT, PARTIAL MOTION TO DISMISS

Plaintiff Headwater Partners II LLC (“Headwater”), Defendants T-Mobile USA, Inc. and Sprint LLC (collectively, “T-Mobile”), AT&T Services Inc., AT&T Mobility LLC and AT&T Corp. (collectively, “AT&T”), Cellco Partnership d/b/a Verizon Wireless and Verizon Corporate Services Group Inc. (“Verizon”), and Intervenor-Defendants Ericsson Inc. (“Ericsson”) and Nokia of America Corporation (“Nokia”) (collectively, the “Parties”) jointly

move to partially dismiss the above-captioned actions, in connection with which the Parties stipulate as follows:

1. Plaintiff Headwater dismisses its claims of infringement of U.S. Patent No. 9,413,502 (the ““502 patent”) against each of Defendants T-Mobile, AT&T, Verizon, and Intervenor-Defendants Ericsson and Nokia in the above-captioned actions *without prejudice*.
2. Defendants AT&T, T-Mobile, Verizon, and Intervenor-Defendants Ericsson and Nokia will dismiss all counterclaims, to the extent asserted, *without prejudice*.
3. Each Party shall bear its own fees and costs.
4. A proposed order is attached.

Dated: December 30, 2024

Headwater:

/s/ Marc Fenster

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Respectfully Submitted,

**AT&T, T-Mobile, Verizon, Ericsson and
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via electronic mail on this 30th day of December, 2024.

/s/ Marc Fenster
Marc Fenster

CERTIFICATE OF CONFERENCE

Counsel for Plaintiff Headwater and each of the Defendants AT&T, T-Mobile, Verizon, and Intervenor-Defendants Ericsson and Nokia conferred on multiple occasions via email and telephone between August 21, 2024 and December 30, 2024. All parties agree as to the relief requested in this motion.

/s/ Marc Fenster
Marc Fenster